

Baker & Hostetler LLP

45 Rockefeller Plaza
New York, New York 10111
Telephone: (212) 589-4200
Facsimile: (212) 589-4201
David J. Sheehan
Nicholas J. Cremona
Jorian L. Rose
Amy E. Vanderwal

*Attorneys for Irving H. Picard, Trustee
for the Substantively Consolidated SIPA Liquidation
of Bernard L. Madoff Investment Securities LLC
and the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

Adv. Pro. No. 08-01789 (SMB)

SIPA Liquidation

(Substantively Consolidated)

NOTICE OF PARTIAL WITHDRAWAL OF MOTION

Irving H. Picard, trustee (“Trustee”) for the substantively consolidated liquidation of the business of Bernard L. Madoff Investment Securities LLC (“BLMIS”) under the Securities Investor Protection Act, 15 U.S.C. § 78aaa et seq. (“SIPA”), and the estate of Bernard L. Madoff (“Madoff”), by and through his undersigned counsel, hereby gives notice that the Trustee is withdrawing, without prejudice, the portion of the Trustee’s Motion and Memorandum to Affirm

his Determinations Denying Claims of Claimants Holding Interests in the Article Third Trust, Palmer Family Trust, Maggie Faustin, Estate of Theodore Schwartz, and Miller Trust Partnership (the "Motion"), filed on March 21, 2016, ECF No. 12947, that seeks to affirm his determination of Claim No. 006050 filed by Ronald Joseph and Marie Elsie Joseph, which specifically relates to interest in the Maggie Faustin BLMIS account (1J0034). The Trustee reserves all rights to seek to affirm his determination of Claim No. 006050 on any and all appropriate grounds as part of a future motion. Counsel for the Trustee and for Ronald and Marie Elsie Joseph have consulted and counsel for the Josephs has consented to the withdrawal of the claim from the Motion. All other matters relating to the Motion will be going forward.

Dated: New York, New York
April 19, 2016

Respectfully submitted,

/s/ David J. Sheehan

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Nicholas J. Cremona
Email: ncremona@bakerlaw.com
Jorian L. Rose
Email: jrose@bakerlaw.com
Amy E. Vanderwal
Email: avanderwal@bakerlaw.com

*Attorneys for Irving H. Picard, Trustee for the
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LLC and Estate of Bernard L. Madoff*